

FILED  
8/30/22 10:19 am  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**IN RE:**           **John P. Barie, Jr.**                         )  
                    **Evon R. Barie**                                 )  
  )  
                    **Debtor(s).**                                     )           Related to Dkt. No. 5, 32  

**X**

## **STIPULATED ORDER MODIFYING PLAN**

**WHEREAS**, this matter is being presented to the Court regarding

***[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]:***

- ☐ a motion to dismiss case or certificate of default requesting dismissal
- ☒ a plan modification sought by: Debtors to address increase in mortgage payment.
- ☐ a motion to lift stay  
as to creditor \_\_\_\_\_
- ☐ Other:

**WHEREAS**, the parties having agreed to settle the matter above conditioned on the terms herein, based on the records of the Court, and the Court being otherwise sufficiently advised in the premises; and there being no adverse impact upon other parties by way of this action, thus no notice is required to be given; now therefore

**IT IS HEREBY ORDERED** that the

***[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]***

- ☒ Chapter 13 Plan dated July 28, 2021  
Amended Chapter 13 Plan dated

is modified as follows:

***[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]***

- ☒ Debtor(s) Plan payments shall be changed from \$2677.00 to \$2716.00

effective September 2022.

- ☐ In the event that Debtor(s) fail(s) to make any future Chapter 13 Plan payments, the Trustee or a party in interest may file with the Court and serve upon Debtor(s) and Debtor(s)' Counsel a notice of default advising the Debtor(s) that they have 30 days from the service of the notice in which to cure any and all defaults in payments. If Debtor(s) fail(s) to cure the defaults in payments after having been provided notice under the provision of this Stipulated Order, then the Trustee or a party in interest may submit an Order of Dismissal to the Bankruptcy Court along with an affidavit attesting to a failure to make Plan payments, and the proceedings or case may thereafter be dismissed without prejudice and without further hearing or notice.
- ☐ Debtor(s) shall file and serve \_\_\_\_\_ on or before \_\_\_\_\_.
- ☐ If any of the foregoing is not completed by the date specified, the case may be dismissed without prejudice without further notice or hearing upon the filing by the Trustee of an Affidavit of Non-Compliance.
- ☐ If any of the foregoing is not completed by the date specified, the automatic stay as to the property described as \_\_\_\_\_ may be lifted without further notice or hearing upon the filing by the Creditor herein of an Affidavit of Non-Compliance.


Other: 1. PennyMac will receive \$1,331.45 per month effective October 2022 as per the Notice of Mortgage Payment Change dated August 25, 2022.

**IT IS FURTHER ORDERED** that to the extent any creditor opposes the relief contained herein, such creditor must file an objection to the same within fourteen (14) days hereof. Should such an objection be timely filed, the Court shall conduct a *de novo* hearing regarding the appropriateness of this Stipulated Order. Should no objection be timely filed, this Stipulated Order shall be deemed final without further notice and/or opportunity for a hearing.

**IT IS FURTHER ORDERED** that in all other respects, the Plan and Order Confirming Plan shall remain in full force and effect. The filing party represents to the Court that all affected parties have been notified.

*[Remainder of Page Intentionally Left Blank]*

SO ORDERED, this 30th day of August, 2022

  
\_\_\_\_\_  
Gregory J. Taddonio jah  
United States Bankruptcy Judge

Stipulated by:

/s/ Lauren M. Lamb  
Counsel to Debtor

Stipulated by:

/s/ Jim Warmbrodt  
Counsel to Chapter 13 Trustee

cc: All Parties in Interest to be served by Clerk

In re:  
John P. Barie, Jr.  
Evon R. Barie  
Debtors

Case No. 21-21802-GLT  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0315-2  
Date Rcvd: Aug 30, 2022

User: auto  
Form ID: pdf900

Page 1 of 3  
Total Noticed: 31

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 01, 2022:

Recip ID	Recipient Name and Address
db/jdb	+ John P. Barie, Jr., Evon R. Barie, 566 Harrison Street, Pittsburgh, PA 15237-4414
sp	+ Cynthia Berger, Law Offices of Berger & Green, 800 Waterfront Drive, Pittsburgh, PA 15222-4755
15402412	+ Bureau of Account Managment, 3607 Rosemont Ave Ste 502, Po Box 8875, Camp Hill, PA 17001-8875
15423969	+ Northwest Bank, PO Box 337, Warren, PA 16365-0337
15412259	+ Penn Hills School District, c/o Maiello Brungo & Maiello, LLP, 100 Purity Road, Suite 3, Pittsburgh, PA 15235-4441
15402431	+ Wexford Cardiology, 3607 Roesemont Ave., Camp Hill, PA 17011-6943
15402432	+ Yvonne Barie, 72 South Euclid Ave., Pittsburgh, PA 15202-3813

TOTAL: 7

### Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/PDF: rmscedi@recoverycorp.com	Aug 30 2022 23:48:21	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15402411	+ Email/Text: BarclaysBankDelaware@tsico.com	Aug 30 2022 23:33:00	Barclays Bank Delaware, Attn: Bankruptcy, Po Box 8801, Wilmington, DE 19899-8801
15402419	+ Email/Text: Webcollex@ebn.phinsolutions.com	Aug 30 2022 23:33:00	CKS Financial, Attn: Bankruptcy, Po Box 2856, Chesapeake, VA 23327-2856
15402413	+ Email/PDF: AIS.cocard.ebn@aisinfo.com	Aug 30 2022 23:48:48	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15405623	Email/PDF: AIS.cocard.ebn@aisinfo.com	Aug 30 2022 23:48:20	Capital One Bank (USA), N.A., by American InfoSource as agent, PO Box 71083, Charlotte, NC 28272-1083
15402417	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 30 2022 23:48:49	Citibank, Citicorp Credit Svcs/Centralized Bk dept, Po Box 790034, St Louis, MO 63179-0034
15402418	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 30 2022 23:48:22	Citibank/The Home Depot, Citicorp Credit Svcs/Centralized Bk dept, Po Box 790034, St Louis, MO 63179-0034
15402420	^ MEBN	Aug 30 2022 23:33:06	Cks Prime In, 1800 Route 34 N, Wall, NJ 07719-9168
15423162	+ Email/Text: PBNCNotifications@peritussservices.com	Aug 30 2022 23:33:00	Kohl's, Peritus Portfolio Services II, LLC, PO BOX 141509, IRVING, TX 75014-1509
15402421	+ Email/Text: PBNCNotifications@peritussservices.com	Aug 30 2022 23:33:00	Kohls/Capital One, Attn: Credit Administrator, Po Box 3043, Milwaukee, WI 53201-3043
15421135	Email/PDF: resurgentbknofications@resurgent.com	Aug 30 2022 23:48:21	LVNV Funding, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15402422	+ Email/Text: nhc@nhchome.com	Aug 30 2022 23:33:00	National Hospital Collections, 16 Distributor Drive, Suite 2, Morgantown, WV 26501-7209

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15402423	+ Email/Text: angela.abreu@northwest.com	Aug 30 2022 23:33:00	Northwest Bank, Attn: Bankruptcy, Po Box 128, Warren, PA 16365-0128
15425405	Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Aug 30 2022 23:48:48	Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541
15418500	+ Email/PDF: ebnotices@pnmac.com	Aug 30 2022 23:48:22	PennyMac Loan Services, LLC, P.O. Box 2410, Moorpark, CA 93020-2410
15402424	+ Email/PDF: ebnotices@pnmac.com	Aug 30 2022 23:48:49	PennyMac Loan Services, LLC, Attn: Correspondence Unit, Po Box 514387, Los Angeles, CA 90051-4387
15422387	Email/Text: bnc-quantum@quantum3group.com	Aug 30 2022 23:33:00	Quantum3 Group LLC as agent for, CKS Prime Investments LLC, PO Box 788, Kirkland, WA 98083-0788
15402425	+ Email/Text: bankruptcy@sw-credit.com	Aug 30 2022 23:33:00	SWC Group, 4120 International Parkway #100, Carrollton, TX 75007-1957
15402800	+ Email/PDF: gecsed@recoverycorp.com	Aug 30 2022 23:48:48	Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15402427	+ Email/PDF: gecsed@recoverycorp.com	Aug 30 2022 23:48:34	Synchrony Bank/Care Credit, Attn: Bankruptcy Dept, Po Box 965064, Orlando, FL 32896-5064
15402428	+ Email/Text: BankruptcyNotice@upmc.edu	Aug 30 2022 23:34:00	UPMC, 2 Hot Metal Street, Pittsburgh, PA 15203-2348
15422068	^ MEBN	Aug 30 2022 23:33:51	UPMC Health Services, PO Box 1123, Minneapolis, MN 55440-1123
15405107	+ Email/PDF: Bankruptcynticesauto@wellsfargo.com	Aug 30 2022 23:48:49	Wells Fargo Bank N.A., d/b/a Wells Fargo Auto, PO Box 130000, Raleigh, NC 27605-1000
15402430	+ Email/PDF: Bankruptcynticesauto@wellsfargo.com	Aug 30 2022 23:48:22	Wells Fargo Dealer Services, Attn: Bankruptcy, 1100 Corporate Center Drive, Raleigh, NC 27607-5066

TOTAL: 24

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		PENNYMAC LOAN SERVICES, LLC
cr		PennyMac Loan Services, LLC.
15402426		Syncb/walmart
cr	*+	Penn Hills School District, c/o Maiello Brungo & Maiello, LLP, 100 Purity Road, Suite 3, Pittsburgh, PA 15235-4441
15402414	*+	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15402415	*+	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15402416	*+	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15402429	*+	UPMC, 2 Hot Metal Street, Pittsburgh, PA 15203-2348

TOTAL: 3 Undeliverable, 5 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

**Meeting of Creditor Notices only (Official Form 309):** Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

District/off: 0315-2

User: auto

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Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 30, 2022 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor PENNYMAC LOAN SERVICES LLC bnicholas@kmlawgroup.com
Jennifer L. Cerce	on behalf of Creditor Penn Hills School District jlc@mbm-law.net
Lauren M. Lamb	on behalf of Joint Debtor Evon R. Barie julie.steidl@steidl-steinberg.com;courtdocs.sands@gmail.com;acordell@steidl-steinberg.com;jseech@steidl-steinberg.com;Lamb LR53037@notify.bestcase.com;rlager@steidl-steinberg.com;leslie.nebel@steidl-steinberg.com
Lauren M. Lamb	on behalf of Debtor John P. Barie Jr. julie.steidl@steidl-steinberg.com;courtdocs.sands@gmail.com;acordell@steidl-steinberg.com;jseech@steidl-steinberg.com;Lamb LR53037@notify.bestcase.com;rlager@steidl-steinberg.com;leslie.nebel@steidl-steinberg.com
Marisa Myers Cohen	on behalf of Creditor PENNYMAC LOAN SERVICES LLC ecfmail@ecf.courtdrive.com, mcohen@mw-law.com
Marisa Myers Cohen	on behalf of Creditor PennyMac Loan Services LLC. ecfmail@ecf.courtdrive.com, mcohen@mw-law.com
Office of the United States Trustee	ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteedpa.com

TOTAL: 8